

**REQUEST FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Address to:  
**Mail Stop RCE**  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

|  |                           |
|--|---------------------------|
| Application Number: 09/973,865           | Confirmation Number: 3546 |
| Filing Date: October 11, 2001            |                           |
| First Named Inventor: John POLK          |                           |
| Group Art Unit: 3691                     |                           |
| Examiner: Hani M. Kazimi                 |                           |
| Attorney Docket Number: 06556.0003-03000 |                           |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. Submission required under 37 C.F.R. § 1.114: **Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise.** If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment.

a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- i.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.  
 ii.  Other \_\_\_\_\_

b.  **DO NOT ENTER** the amendment(s) previously filed on \_\_\_\_\_. An alternate submission is attached.

c.  Enclosed submission:

- |  |   |
|--|---|
| i. <input type="checkbox"/> Amendment/Reply              | iii. <input checked="" type="checkbox"/> Information Disclosure Statement |
| ii. <input type="checkbox"/> Affidavit(s)/Declaration(s) | iv. <input type="checkbox"/> Other _____                                  |

2. Miscellaneous

a.  Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_ months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(l) required.)  
 b.  Other \_\_\_\_\_

3. Fees

a.  The filing fee is calculated as follows:

- i.  \$810.00 RCE fee required under 37 C.F.R. § 1.17(e)  
 ii.  Petition for extension of time for (\_\_\_\_ Months) \$\_\_\_\_\_  
 iii.  Other \_\_\_\_\_

b.  Payment in the amount of \$810.00 enclosed.

c.  The Commissioner is authorized to charge any deficiencies in the filing fees, or credit any overpayments to Deposit Account 06-0916.

**Signature of Applicant, Attorney, or Agent Required**

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|-------------------------|----------------|------------------|
| Name: William J. Brogan | (202) 408-4000 | Reg. No.: 43,515 |
|-------------------------|----------------|------------------|

Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P.

|                                     |                         |
|-------------------------------------|-------------------------|
| Signature: <u>William J. Brogan</u> | Date: November 24, 2009 |
|-------------------------------------|-------------------------|

**Certificate of Mailing or Transmission**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, MAIL STOP RCE, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on \_\_\_\_\_.

Name: \_\_\_\_\_

|                  |             |
|------------------|-------------|
| Signature: _____ | Date: _____ |
|------------------|-------------|